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9 **UNITED STATES DISTRICT COURT**
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11 **NORTHERN DISTRICT OF CALIFORNIA**

12 RYAN COX, and BLANE COX,

Case: 4:13-cv-04449-KAW

13 Plaintiffs,

14 v.
15 **STIPULATION AND
[PROPOSED] ORDER TO
CONTINUE EXPERT
DEADLINES AND CONTINUE
THE CASE MANAGEMENT
CONFERENCE**

16 THE COUNTY OF ALAMEDA, a
17 municipal corporation; the CITY OF
18 DUBLIN, a municipal corporation;
19 DEPUTY MARC G. DINIS; and DOES
1-10,

Complaint Filed: September 25, 2013

20 Defendants.

Trial Date: February 9, 2015

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22 IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES,
23 through their attorneys of record that:

24 1. The parties wish to continue the non-expert discovery by a week to
25 September 16, 2014, and continue the expert deadlines by four weeks. However,
26 the parties wish to maintain all other deadlines, including, but not limited to, the
27 last day to hear a motion for summary judgment, the pretrial conference, and trial

1 date as set forth in the January 7, 2014, Case Management Conference and Order
2 for Jury Trial.

3 2. The parties also respectfully request a continuance of the Case
4 Management Conference until after the August 27, 2014, Settlement Conference
5 scheduled with the Honorable Maria-Elena James. The parties have met and
6 conferred, and have agreed to September 2, 2014, as the new Case Management
7 Conference date.

8 3. The parties respectfully request the continuance because there is
9 currently pending an August 27, 2014, Settlement Conference scheduled with the
10 Honorable Maria-Elena James. By continuing the expert deadlines the parties
11 will save substantial sums that can be applied towards a settlement of the matter,
12 thereby increasing the likelihood of settlement.

13 4. The parties respectfully request that any modification of the expert
14 deadlines still maintain the current trial date, pretrial conference date, and the last
15 day to hear a motion for summary judgment.

16 5. The parties respectfully request that the deadline to disclose experts
17 and expert reports be continued four weeks from September 9, 2014, to
18 October 7, 2014.

19 6. The parties respectfully request that the last day to disclose rebuttal
20 experts and their reports be continued from September 23, 2014, to October 21,
21 2014.

22 7. The parties respectfully request that the expert discovery cutoff,
23 including any testing or inspections be continued four weeks from
24 October 7, 2014, to November 4, 2014.

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1 Dated: August 14, 2014

PATTON & SULLIVAN LLP

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5 Dated: August 14, 2014

By: /s/Randy Sullivan
Randy Sullivan

Attorneys for Plaintiffs

HAAPALA, THOMPSON & ABERN, LLP

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8 By: /s/Rebecca S. Widen
Rebecca S. Widen

9 Attorneys for Defendants

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11 **ORDER**

12 Good cause appearing and based upon the foregoing Stipulation:

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14 IT IS ORDERED that the Court shall modify the January 7, 2014, Case
15 Management Conference and Order for Jury Trial, deadlines as follows:

16 1. The last day to complete all non-expert discovery shall be
17 September 16, 2015.

18 2. The last day to disclose experts and expert reports shall be
19 October 7, 2014.

20 3. The last day to disclose rebuttal experts and their reports shall be
21 October 21, 2014.

22 4. The expert discovery cutoff, including any testing or inspections
23 deadlines shall be continued to November 4, 2014.

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1 5. It is further ordered that the Case Management Conference currently
2 scheduled for August 19, 2014 be rescheduled to September 9, 2014, at
3 1:30 p.m., after the Mandatory Settlement Conference scheduled for August 27,
4 2014.

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6 Dated: 8/15/14

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8 Kandis A. Westmore
9 United States Magistrate Judge

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